

CLEAN WATER ACT

R6-2-42. National Estuary Program Assistance (NEP)

1. AUTHORITY. To approve grants or cooperative agreements to carry out projects under the National Estuary Program pursuant to Section 320(g) of the Clean Water Act, as amended. These projects include research, surveys, studies, modeling, and other technical work necessary for the development of Comprehensive Conservation and Management Plans.

2. TO WHOM DELEGATED. Director, Water Quality Protection Division.

3. LIMITATIONS.

a. The delegatee may exercise this authority for estuaries having Annual Work Plans approved by a Management Conference convened by the Administrator and in accordance with the National Estuary Program policy, guidance and criteria.

b. The delegatee's authority is specific to activities identified in approved Annual Work Plans based on 6-year Work Plans established as part of State/EPA Conference Agreements approved by the Management Conference.

c. Approval of any research project by the delegatee will be given only with the assurance that recipients, when conducting such projects, will use research protocols commensurate with those developed by the Office of Research and Development.

4. REDELEGATION AUTHORITY. This authority may not be redelegated.

5. ADDITIONAL REFERENCES. 40 CFR Parts 30, 31, 33, 35, and 40; any policy or guidance developed for the National Estuary Program; Policy on Performance-Based Assistance, May 1985; the Federal Grant and Cooperative Agreement Act of 1977 as amended in 1982, 31 USC Sec. 6301 et. seq.; EPA Order Number 5700.1, March 22, 1994, "Policy for Distinguishing Between Assistance and Acquisition"; and the Assistance Administration Manual. Authority to execute (sign) these assistance agreements is delegated to the Regional Administrators under Delegation 1-14, "Assistance Agreements."

Delegation of Authority from the
Regional Administrator